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*Counsel for Plaintiff California
Insurance Company, a New Mexico
corporation*

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

CALIFORNIA INSURANCE COMPANY, a
New Mexico corporation,

Plaintiffs,

v.

INSURANCE COMMISSIONER OF THE
STATE OF CALIFORNIA RICARDO LARA,
in his official capacity;
CALIFORNIA DEPARTMENT OF INSURANCE
DEPUTY COMMISSIONER KENNETH
SCHNOLL, in his official capacity;
CALIFORNIA DEPARTMENT OF INSURANCE
DEPUTY COMMISSIONER BRYANT HENLEY,
in his official capacity; and DOES
1-20.

Defendants.

NO. 2:21-CV-00030-WBS-AC

**STIPULATION AND ORDER RE:
AMENDED COMPLAINT AND BRIEFING
SCHEDULE ON MOTION TO DISMISS**

**JUDGE: HON. WILLIAM B. SHUBB
CRTM: 5, 14TH FL.
FILED: JANUARY 6, 2021**

Plaintiff California Insurance Company, a New Mexico
Corporation, by and through their counsel of record, and

1 Defendants Insurance Commissioner of the State of California
2 Ricardo Lara, California Department Of Insurance Deputy
3 Commissioner Kenneth Schnoll, and California Department Of
4 Insurance Deputy Commissioner Bryant Henley (collectively,
5 "Defendants"), by and through their counsel of record, hereby
6 stipulate and respectfully apply to this Court for an Order
7 setting a deadline for Plaintiff to amend the complaint and
8 setting a briefing schedule for Defendants' response to that
9 complaint.

10 WHEREAS, counsel for all parties met and conferred, and
11 stipulate that Plaintiff may file a First Amended Complaint on
12 April 26, 2021;

13 WHEREAS, counsel for all parties also agreed on the
14 following briefing schedule for any motion to dismiss the First
15 Amended Complaint: Defendants' Answer or Motion to Dismiss will
16 be due on May 17, 2021; Plaintiff's Opposition to any Motion to
17 Dismiss will be due on June 4, 2021; Defendants' Reply will be
18 due on June 21, 2021; and the hearing will be scheduled for June
19 28, 2021.

20 WHEREAS, counsel for all parties also agree that the Court's
21 order should provide for continuance of the Rule 16(b) conference
22 and associated Rule 26(f) conference of the parties to a date to
23 be set by the Court on or after the hearing to be scheduled for
24 June 28, 2021;

25 WHEREAS, this is the first extension the Parties seek from
26 the Court;

27 NOW, THEREFORE, IT IS HEREBY STIPULATED, between Plaintiffs
28 and Defendants, subject to the Court's approval, that Plaintiff

will file its First Amended Complaint on April 26, 2021;
 Defendants' Answer or Motion to Dismiss will be due on May 17,
 2021; Plaintiff's Opposition will be due on June 4, 2021;
 Defendants' Reply will be due on June 21, 2021; the hearing on
 the Motion to Dismiss will be held on June 28, 2021; and the Rule
 16(b) conference and associated Rule 26(f) conference of the
 parties shall be continued to dates to be set by the Court on or
 after June 28, 2021.

IT IS SO STIPULATED.

DATED: April 19, 2021

By: /s/ Maxwell V. Pritt

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*Counsel for Plaintiff California
 Insurance Company, a New Mexico
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DATED: April 19, 2021

By: /s/ Michael J. Strumwasser (as
 authorized on 4/19/2021)

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Attorneys for all Defendants

IT IS SO ORDERED.

The stipulation of the parties is hereby **GRANTED**. Defense counsel shall immediately file a notice of withdrawal of the pending motion to dismiss, ECF No. 22, set for hearing on 5/17/2021. The Scheduling Conference is continued to **August 30, 2021 at 1:30 p.m.** A joint status report shall be filed no later than **August 16, 2021**.

Dated: April 22, 2021


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE